

App. F. IX-4

Previous references,

1928-9,
Pris

File No. 27-28

Serial Nos. 145

Later references

Pris. 27-28 (6-1,

General and Revenue Secretariat.

al Nos. 5

Part B for February 1929

SUBJECT

Issue of tobacco etc. to Prisoners.

D.G. 8909-19

2

of 15-1-29

The Comptroller -
The J.G. of Prison -
The Registrar, Ch. Court -
The Dist. Magistrate of Al
Sanctions the recommendation of
the J.G. of Prison to —

Serial
No.

From the Inspector General of Prisons.
in reply to No. 105-3 dated 10.9.28
forward copy of letter No 189 dated 15.8.28
from the Super Central Jail, Bangalore
his reply thereon in connection with the issue
of tobacco to prisoners in the Bangalore
Central Jail.
For perusal

SD RR

2/19

2/20 Number

The Jail Superintendent says that he promised
to bring the matter to the notice of the D.G.
of Prisons. There is nothing very wrong in this,
as far as I can see. I think the Super's
suggestion should be examined.

1/19
Sd/- The orders of the other NO orders of the
Provinces of Br. India authorising the issue
of tobacco to convicts are readily traceable. The
Superior Jail reports in Bangalore that his report
says that some of the convicts who have
been from the Jail says that of late the
Jail authorities are authorised to supply tobacco
to convicts. Sd/- Asking the D.G. to
get the information about the orders of other Provinces

File No. 27

Serial
No.

In Board India is Subd

S.K.O. 18/5 4) Please put up the report
of the Judicial Jail Committee

18/5

Subd As a copy of the report
not ready available in the library
the copy of the J.G.'s office is put up
for reference.

S.K.O.
1/12

6). Para 263 of the Judicial Jail
Committee's report refers to the
question of allowing articles
luxury such as, gum, tobacco,
cards, fruit etc being
purchased out of the earnings
of the prisoners. While doubting
the advisability of permitting
these articles to comfort the
Committee have recommended
that the experiment may be
tried in certain selected jails
in each province.

7) Please ascertain from
the J.G. of Prisons whether the
experiment has been tried in
any of the jails of the Prov.

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General and Revenue
Secretariat.

Pr

File No. 27

of 1928

Serial
No.

and if so with what result

Yes
2/10

8) Draft Sub
OK
3/10

9) Issue
OK
2/10

2

DO

Re S.G. & Prisons

No 44505

26.10.19

Requests to ascertain and
report whether the experiment has been
tried in any of the jails of the British
Provinces and if so with what result.

Sy
K. K. O.
9/10

3.

From the S.G. of Prisons
in Bombay

C. 105-10 dated 30.11.19
forwarded for information, copies of letters from
the S.G. P^o Madras and Bombay from which
it is seen that a moderate quantity of
tobacco and snuff are issued to Constable
Officers, on festive occasions from the grant
money at their disposal and state that this
concession may be extended to be
behaved as a concession.

Serial
No.

an experimental measure

- 10) Fund for personal The Recommendation may perhaps
be accepted and extended to both the J
in the State. For orders

as per

Genl Secy)

27/12/28

7/12

~~There is no objection to the~~

~~to be made in the case of a person of special
and interest. But as regards the
Seyth, it is his own hardship in
of a person accustomed to his
deprive him of it permanently. He is
to be given up in the interval~~

2d March

Ry

8/12/28

- 11) Please prepare next amendment
made in this list

by
S. S. S.

Ry

10/12/28

12)

Draft to be made and a new rule adopting
Madras Govt amendments which appear
to be liberal is submitted

17/12

Genl Secy)

Serial
No.

13)

Revised typed draft submitted for approval as per
personal instructions.

Gentlesey)

27/1/29

14)

I think Sweets, fruits, & may
also be included in the 88.

310 men.

12/1/29

15)

A. This we may think of later -
might make subject to
before us.

Dewan

12/1/29

16)

Im
16-1-29

17) J884

17/1/29

Gen S. S. & Prisons
Gen Registrar Ch. S. S.
Gen Comptroller & Genl
Gen St. Magistrate & St.

No 98909-19 J. 25.1

Sanctions for recommendat

of the S. S. & Prisons in the case of the
jails at Bangalore and Mysore.

DEWAN'S OFFICE
15. JAN. 1929
No

Press Sw
Press Sw
K.D.

Serial
No.

18)

The 3rd Member noticed that the new rule proposed in the above order should have been marked as Rule 321A instead of 321. A revised copy of the order may be sent to the J.G.O. and others.

19) Draft L.O. ^{Dec 24/28}
~~the matter~~ is submitted for approval as
personally directed.

161
28/2/29
25

Issue
^{Dec}
25/2/29

To the J.G. Prisons, Registrar, Ch. Court,
Comptroller & VT; Magistrates of Districts.

No. G 10804-15 of 27.2.29

Forward a corrected copy of L.O. in lieu
of one already sent.

P.O. letter No. C. 105-2 dated 3rd September 1928 from
Dr. B. Mahomed Usmon, Inspector-General of Prisons in Mysore
Bangalore, to Mr. K. Siddaramappa, Superintendent, Bangalore
Central Jail.

-@-@-@-@-@-@-@-@-@-@

With reference to your letter No. 189 dated 15th August
I have to observe that your recommendation for the issue of
"tobacco" to prisoners, - because some of them refused to
work without food and to their work sheds - shows weakness in
dealing with the situation. The promise made by you places
the higher authorities in an awkward position. The grant of
the favour asked for by the prisoners is against long standing
practice. No change in the rule could be introduced without
due deliberation and without the specific orders of Government.
All this takes time. In the meanwhile the prisoners might
become restive. You should have had sufficient foresight
and considered this aspect of the question before promising
anything to prisoners, who were showing signs of disobeying
the existing rules. I am aware that your recommendation is
based upon the conclusions of the Indian Jail Committee Report
of 1919-20. For the eight years that have elapsed since then
we have gone on without any hitch. Moreover we do not know
whether the concessions mentioned in the report have been
granted in Jails outside the State and if granted, how far
they have proved an advantage. In these circumstances you
must admit that the reforms suggested by you cannot be
immediately adopted.

I cannot help remarking that the prisoners under you
seem to have worked themselves up to the idea of refusing
to take food etc., in other words to go on hunger or labour
"strike". You should have dealt with the situation very firmly
by enforcing the existing rules.

I should like you to report to me immediately what form
your intention of "taking necessary disciplinary action"
against delinquents to prevent further recurrence of the same
has taken. I must say that you will be held responsible
for any further trouble as a result of your inaction.

injudicious promise.

" C O P Y "

W. H. M. C.

Inspector-General of Prisons.

September 1928.

Letter No. 189 dated 15th August 1928 from the Superintendent
Central Jail, Bangalore, to the Inspector-General of Prisons
in Mysore, Bangalore.

This morning the habitual convicts of the 4th barrack refused to take their food and also to go to their work-sheds on the ostensible ground that they are being required to do more work than the rules require. I went to the barrack and made enquiries. The marginally noted convicts wised to represent the others and said that they are being asked to do more work than before. The table of tasks prescribed in the Manual was read over to them, and they were convinced of the falsity of their contention. Then convict Thandri Linga with tears and weeping said that since the past 15 days he had not a bit of tobacco and that I was very strictly enforcing the rules of search and taking severe disciplinary action against the warders with respect to the smuggling of tobacco. He pleaded that I should not take such strict measures as are above referred to, that they would turn out their task-work in excess of the prescribed standard in case they were allowed to have their old ways of somehow getting their tobacco and that his plea of over-work was only a pretext.

		2) I find that the craving for tobacco among the convicts is very great and general and that in order to secure the same, they will have recourse to all sorts of malpractices and corrupt the warder staff who are their suppliers.
Prisoner No. 368	Thandri Linga	
"	" 7447 Appadorai	
"	" 7061 Kulla alias Munisawmy.	

It is learnt that they pay warders a rupee for three annas worth of tobacco and our poorly paid lower subordinates fall an easy prey to such alluring temptations.

When the convicts found it difficult to get their requirements easily through the warders, they tapped other sources, of late, some of the work-shed maitries are reported to be smuggling tobacco into the Jail.

Some of the convicts seem to go almost mad by long deprivation of their favourite commodity. Some of the convicts who have seen

In these circumstances I may be permitted to recommend for favour of obtaining needful sanction, if deemed fit, the adoption of the recommendation of the Indian Jails Committee contained in para 263 an extract of which is enclosed herewith.

Even the grant of remission for extra out-turn and good conduct provided in rules 303, 294, & 298 of the Mysore Jail Manual, is not being taken advantage of to any appreciable extent and I am sure that the permission to purchase a few articles of comfort out of their gratuity would not only result in the increase of their average out-turn but also improve the morals of both the prisoners and warders. This privilege is sure to act as a powerful incentive for good conduct and industry and its withdrawal for the commission of prison offences would act as an exceedingly effective punishment.

In fact much of the Jail Officers' time is being daily taken away in detecting and enquiring into cases of smuggling of contra-band articles.

With regard to this day's incident, I was able to induce the convicts to take their food and attend to their work, or the promise of bringing their representation to your kind notice and also intend taking necessary disciplinary action against the delinquent to prevent further recurrence of the kind.

" C O P, Y "

W. H. M. M. M.

Inspector-General of Prisons

in Mysore,

September 1928.

1919-20

Envelope no R 105-3
4/9/28

6

Para 263. As regard this last method of utilizing the PURCHASE OF ARTICLES OF gratuity, some of us feel some doubt COMFORT OUT OF GRATUITY. as to whether it is wise to allow the introduction into prison of additional articles of comfort such as gur or jaggery, curds, fruit or tobacco. It is pointed out that ex hypothesi these articles are luxuries, because the Jail dietary provides all that is essential and it is urged that it would be most dangerous to give any colour to the suggestion that a prisoner in jail is better off than the honest man outside. On the other hand, it is argued that it is only the prisoner who has shown special industry and produced a more than average out turn who will enjoy this privilege, while it is impossible, at least under existing conditions, to prevent the introduction of prohibited articles into jail. A large proportion of jail offences consist in the possession of "contraband". Experienced jail officials in India are generally agreed that a prisoner who can command money can ordinarily obtain such articles as tobacco through the warders and the opinion was expressed by more than one superintendent that it would be preferable to regulate and control what cannot altogether be prevented. It is believed also that the possibility of earning the means of purchasing such comforts would be a powerful incentive to industry and that the withdrawal of such a privilege would be an exceedingly effective punishment. Lastly, the experience of the special class at the Thana Jail and of the Sind and Deccan Gangs is pointed to as indicating that the power to earn such additional comforts has a great effect in promoting good conduct and in making prisoners industrious. We are agreed that the matter is one that can best be judged by practical trial and we suggest that carefully conducted experiments continued over at least two or three years should be made in ~~the~~ selected jails in each Province and that the extension or discontinuance of this arrangement should depend on the results thereof. In the conduct of such experiments, measures must be taken to restrict the benefit of the concession to those men who have earned it by showing outturn in excess of the prescribed task, or

are adjudged worthy of the concession by a special order
of the superintendent.

-*-*-*-*-*-*-*-*-*-
Extract

A handwritten signature in dark ink, appearing to read "Krishna Rao", with a stylized flourish at the end.

Superintendent,
B.C.Jail.

SUBJECT.....

3/10

Diary No. of letter replied to.....

Section *Prisons*

File No. *27.25.*

Serial No. *2*

No. *44505* *Subj. Report.*

General and Revenue Secretariat

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the 192

To

The Inspector General of Prisons in Mysore.

Date of issue..... *6/10/28.*

Sir,

Signed by..... *Mr. M.S.*

With reference to your letter no. 105-3 Dated 4th Sept 28 in connection with the issue of tobacco to prisoners in the Bangalore Central Jail I am directed to state that Para

List of enclosures.....

263 of the Indian Jail Comm. report refers to the question of allowing articles of luxury - such as gum, tobacco cards, fruits etc being purchased out of

Copied by *ESM 4/10*

Examined by

over

earnings of the prisoners.

There doubting the advisability

permitting these articles of

import, the Committee have

concluded that the experiment

may be tried in certain selected

cities in each province.

I am therefore to request you

to ascertain and report whether

the experiment has been tried

any of the jails of the Provinces

and so with what result.

The Jail Committee's Report

is obtained from your

Office is returned herewith.

I have

Yr
Sdly
E

GENERAL MISCELLANEOUS
3 DEC. 1928

C No. 105-10 Office of the Inspector-General of Prisons 310
in Mysore, Pr 27-28-
Dated Bangalore, 30th November 1928.

From

The Inspector-General of Prisons
in Mysore, Bangalore.

To

The General Secretary to the Government
of H.H. the Maharaja of Mysore,
Bangalore.

Sir,

With reference to your letter No. G. 4505/Pris-27-28 dated 6th October 1928 in connection with the issue of tobacco to prisoners in the Bangalore Central Jail, I have the honour to forward herewith, for the information of Government, copies of letter received from the Inspector-Generals of Prisons Madras and Bombay Presidencies, from which it is seen that a moderate quantity of tobacco and snuff are issued to convict officers on festival occasions on payment from the gratuity money at their credit. This concession may therefore be extended to well behaved convict officers in the Bangalore Central Jail as an experimental measure.

I have the honour to be,

Sir,

Your most obedient servant,

M. K. S. M.

Inspector-General of Prisons.
he

Letter No. 13726 of 1928 dated 11th October 1928 from the Inspector-General of Prisons, Bombay Presidency, Poona, to the Inspector-General of Prisons in Mysore, Bangalore.

In reply to your letter No. C. 105-6 dated 8th October 1928 I have the honour to state that the only prisoners who receive gratuities from Government in this Presidency are Convict Officials who are given deferred pay.

In special cases, at the discretion of Superintendents, such prisoners are allowed to buy tobacco out of the deferred pay at their credit provided that they have no private cash. It is not proposed to discontinue this arrangement which works satisfactorily enough.

There is no intention at present of extending the system of gratuities to prisoners in this Province.

" C O P Y "

M. S. M. S. M. S.

Inspector-General of Prisons
November 1928.

Letter No. 13567 dated 15/16th October 1928 from the Ag. Inspector-General of Prisons, Madras Presidency, Ootacamund, to the Inspector-General of Prisons in Mysore, Bangalore.

-*-*-*-*-

Prisoners - Concessions of articles of luxury -
Recommendation of the Indian Jail Committee.

- - - - -

With reference to your letter No. C. 105-7 dated the 8th October 1928, I have the honour to forward herewith, a copy of this Office letter No. C.G. 1270 dated the 14th September 1928 to the Superintendent, Central Jail, Bangalore together with copies of its enclosures for your information.

The experiment is so far working satisfactorily.

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Extract from G.O. No. 1623 Misc., Law (General) Department dated 20- 5- 1927.

Jails:- Second Conference of the Inspector-General of Prisons held in the Madras Presidency - Resolutions - Orders passed.

4. Item No. 19. Small Luxuries to good conduct prisoners.

The Inspector-General of Prisons considers that small luxuries in the shape of fruits and sweet meats may be granted to well-behaved prisoners on festival occasions and that a moderate quantity of tobacco and snuff may be issued to convict Officers above the rank of night watchmen on payment from the gratuity money at their credit. The Inspector-General of Prisons is requested to submit definite proposals on the subject together with the necessary amendments to the Jail Manual.

True Extract.

-*-*-*-*-

Copy of this Office No. C.G. 1270, dated the 14th September 1928 to the Superintendent, Central Jail, Bangalore.

- - - - -

I have the honour to forward herewith, a copy of G.O. No. 1623, Misc., Law (General), dated the 20th May 1927, wherein the Government have given effect to the recommendations of the Indian Jails Committee regarding the grant of luxuries to prisoners, and also this Office orders Nos. 351 dated the 16th September 1927 and 362 dated the 27th September 1927 embodying amendments to Rules 283, 342(1), 342(11) (a) and (b), 347 (a), (b) and (c) and 389 and clause 4 to rule 283 of the Madras Jail Manual.

Lieut-Col. J.P. Cameron, C.I.E., I.M.S.,
Inspector-General of Prisons, Madras.

G.O. No. Misc: 2748. Law (General) Department, dated the
5th September 1927.

Read the following:-

From the Inspector-General of Prisons, G./803 dated 10th August 1927.

O R D E R S.

The following amendments will be made in the Madras Jail Manual.

AMENDMENTS.

(1) Rule 283. Insert the following as clause 4 to the rule:-

"If offered by any religious or charitable body or individual the Superintendent, may, at his discretion, receive and distribute to well behaved prisoners on festival occasions, small luxuries in the shape of fruits and sweetmeats, subject to the approval and strict control of the Medical Officer."

(2) (1) Rule 342 Delete the last sentence of the rule.

(ii) Insert the following as Rule 342 - A.

"(a) Up to half the amount of monthly gratuity earned by a convict warder or overseer may, at his option, be spent during the month in the purchase of tobacco and snuff in moderate quantities for strictly personal requirements, the distribution use of which shall be regulated as to prevent other prisoners sharing in the concessions."

"(b) The unspent balance of gratuity shall be allowed to accumulate and be paid to him on release in addition to any other monies he may be entitled to under the rules."

(3) Rule 347.

"(a) For the heading "Male convicts sentenced to labour in the tables on pages 97 and 99 Substitute "Labouring male convicts".

"(b) For the heading relating the female convicts sentenced to labour in the tables on pages 97, 98, and 99 Substitute "Non-labouring male convicts, females and undertaken prisoners".

"(c) Add the following at the end of Rule 347 Jail Manual.

"The term "labouring male convicts" in this rule it includes simple imprisonment prisoners as referred to in 748, shall be held to exclude convicts sentenced to labour who refuse to work, the conceding or withholding of the more liberal scale in either case being restricted to the actual period of voluntary employment or of refusal to work, as the case may be."

(4) Rule 389.

Add "The King Emperor's Birthday" after "Good Friday" appearing in the fifth line in clause (1).

Circular Order No. 351 Dated the 10th September 1927.

Copy communicated to Superintendents of all Jails and certified Schools, for information.

--***-***-***-***-***-***-***-***

" C O P I E S "

M. H. M. M.

Inspector-General of Prisons
November 1928.

Proceedings of the Government of
His Highness the Maharaja of Mysore.

Read -

Correspondence ending with letter
No. C. 105-10 dated 30th November 1928
from the Inspector General of Prisons in
Mysore in connection with ^{the} issue of tobacco
and snuff to prisoners in the Bangalore
Central Jail.

Order No. 38909-19

Dated, Bangalore 25th Jan. 1929.

The Inspector General of Prisons
reports that, in Madras and Bombay Presiden-
cies, a moderate quantity of tobacco and
snuff are issued to convict officers on
festival occasions on payment ^{out of} ~~from~~ the
gratuity money at the ^{of the prisoners} credit and recom-
mends that this ~~may~~ concession ^{may} be
extended to well behaved convict officers
in the Bangalore Central Jail as an experi-
mental measure. Govt. are pleased to accord
sanction to the recommendation of ^{the} Inspector
General. ^{Prisoners in the case of the Jails at Bangalore & Mysore.} The following amendment will ^{be} made
to the Mysore Jail Manual:-

Delete the last sentence of rule 321
and insert the following as Rule 321 ~~A~~:-

"(a) Up to half the amount of monthly
^{allowance} ~~grants~~ earned by a convict warder or over-
seer may, at his option, be spent during the
month in the purchase of tobacco and snuff
in moderate quantities for strictly personal
requirements the distribution of which shall

be regulated so as to prevent other prisoners sharing in the concession.

(b) The unspent balance of gratuity shall be allowed to accumulate and be paid to him on release in addition to any other monies he may be entitled to under the rules".

P27
10/11/49

28/11/49
2 GENERAL SECRETARY TO GOVT.

To

The Inspector Genl. of Prisons in
Mysore.

The Registrar, Chief Court with
a covering letter.

The Comptroller to Government.

The District Magistrate of Dts.

Diary No. of letter replied to

General and Revenue Secretariat

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the . 192

Date of issue.....27.2.29.....

Signed by Mr. D.C.V.

To

- 1) The 24 of P n Jans
- 2) The Regulation of Chief Court
- 3) Comp. Rules
- 4) Dr. Mairishakes of Dr. B. B.

Sw.

I am directed to forward
herewith a corrected copy also.

no. 4. 8909 - 19 / Prs. 22-28

of 25.1.29 ~~in line~~ ^{of the} ~~of~~ ^{sub}
already sent to your address.
on the same subject. *Thence/pe*

²⁰⁰
 207722
 207722
 207722

The above you
 re - ~~information of~~ Vol 321-17
 for the Memphis Jail Mammal
 and to request you to kindly have
 List of enclosures
 it substituted in place

Copied by

Examined by _____